



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/894,828	06/29/2001	Scott D. Guthrie	003797.00147	3720

27488 7590 11/17/2005

MERCHANT & GOULD (MICROSOFT)
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903

EXAMINER

HO, ANDY

ART UNIT	PAPER NUMBER
----------	--------------

2194

DATE MAILED: 11/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/894,828

Applicant(s)

GUTHRIE ET AL.

Examiner

Andy Ho

Art Unit

2194

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 August 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-32 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

1. In view of the appeal brief filed on 8/17/2005, PROSECUTION IS HEREBY REOPENED. Responsive to Applicant's arguments, new grounds of rejection are set forth below.

To avoid abandonment of the application, appellant must exercise one of the following two options:

- (1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,
- (2) request reinstatement of the appeal.

If reinstatement of the appeal is requested, such request must be accompanied by a supplemental appeal brief, but no new amendments, affidavits (37 CFR 1.130, 1.131 or 1.132) or other evidence are permitted. See 37 CFR 1.193(b)(2).

2. Claims 1-32 have been examined and are pending in the application.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gosling U.S Patent No. 6,247,044 in view of Goward U.S Publication No. 2002/0120677 and Logston U.S Patent No. 6,687,735.

As to claim 11, Gosling teaches a method for processing (a request for information from a client computer to a server computer, lines 62-64 column 3) HTTP request (Hypertext Transfer Protocol "HTTP", lines 3-4 column 4) comprising:

forming a context object (servlet object, line 67 column 1) that logically represents an HTTP request (specified servlet object corresponding to the request, line 67 column 1 to line 1 column 2) that is received at a host application (web server, line 65 column 2) from a client application (client browser, line 54 column 2), the context object encapsulating at least one property associated with the received request (maps the request to a servlet name; the servlet may be specified by a URL, in which case the mapping process is direct; some translation process may be required to identify which servlet will be able to service the request; specify that some kinds of client requests always map to a particular servlet, lines 46-55 column 4).

Gosling does not explicitly teach event pipeline, generating a callback and initiating the module.

Goward teaches (paragraphs 0011 and 0012 page 1) a system of using servlet to service client request wherein an event pipeline is created such that multiple callbacks being made to the servlet to utilize state information maintained within the servlet. It would have been obvious to apply the teachings of Goward to the system of Gosling

because this allows the system to execute all of the methods defined within the servlet as disclosed by Goward (paragraph 0010 page 1).

Logston teaches a system of communication between processes (DASP process and load balancing process, lines 10-14 column 33) wherein generating a call-back when the event corresponding to the request event is raised (the DASP registers for these events by calling a registration method and passes it the callback method or object; when the runtime environment encounters one of the events that the DASP has registered for, it will call the method or object given during registration; the callback method is called when the event occurs, lines 29-35 column 33); and when a module is registered in association with the request event (the method or object given during registration, lines 33-34 column 33); initializing the module in response to the callback (call the method or object, line 33 column 33). It would have been obvious to apply the teachings of Logston to the system of Gosling because this allows the client process to be notified whenever a registered event has been processed; therefore the client process could send subsequent events or finish the processing of the process.

As to claim 12, Logston further teaches registering a module in association with a selected request event (registers to receive runtime environment system events include a statistics request, a shutdown request, a state request, an add client request, and the like, lines 10-13 column 33; the method or object given during registration, lines 33-34 column 33).

As to claim 13, Logston further teaches registering a plurality of modules in association with a selected request event (register for events with methods and objects given during registration, lines 10-11 and 33-34 column 33).

As to claim 14, Gosling as modified further teaches the request events have a deterministic order (GET, POST, HEAD, lines 39 column 9).

As to claim 15, Gosling as modified further teaches one request event is a synchronous event (POST, line 39 column 9).

As to claim 16, Gosling as modified further teaches one request event is an asynchronous event (the process is waited as the request is being directed by the servlet to other locations, lines 36-39 column 9).

As to claim 17, Gosling as modified further teaches one request event having a non-deterministic order (errors, line 47 column 7; HTTP-specific error messages, line 41 column 9).

As to claim 18, Gosling as modified further teaches the plurality of request events having a non-deterministic order (errors, line 47 column 7; HTTP-specific error messages, line 41 column 9).

As to claim 19, Gosling as modified further teaches the plurality of non-deterministic order request events include an error event (errors, line 47 column 7; HTTP-specific error messages, line 41 column 9).

As to claim 20, Gosling as modified further teaches forming the event pipeline as a separate instance for each HTTP request (specify that some kinds of client requests always map to a particular servlet, lines 53-55 column 4).

As to claim 21, Gosling as modified further teaches parsing the request to form the context object (maps the request to a servlet name, lines 46-47 column 4).

As to claims 22-32, they are computer product claims of claims 11-21, respectively. Therefore, they are rejected for the same reasons as claims 11-21 above.

As to claims 1-7, they are system claims of claims 11 and 14-19, respectively. Therefore, they are rejected for the same reasons as claims 11 and 14-19 above.

As to claims 8-10, they are system claims of claims 12 and 20-21, respectively. Therefore, they are rejected for the same reasons as claims 12 and 20-21 above.

Response to Arguments

4. Applicant's arguments filed 8/17/2005 have been fully considered but are moot in view of the new ground(s) rejection.

Applicant's arguments presented issues which required the Examiner to further view the previous rejection. The Examiner conducted a further search regarding the issues mentioned in Applicant's response. Therefore, all arguments regarding the cited references of the previous rejection are moot in view of the new grounds of rejection.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andy Ho whose telephone number is (571) 272-3762.

A voice mail service is also available for this number. The examiner can normally be reached on Monday – Friday, 8:30 am – 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Thomson can be reached on (571) 272-3718.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIM) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2100.

Any response to this action should be mailed to:

Commissioner for Patents
P.O Box 1450
Alexandria, VA 22313-1450

Or fax to:

- AFTER-FINAL faxes must be signed and sent to (571) 273 - 8300.
- OFFICAL faxes must be signed and sent to (571) 273 - 8300.
- NON OFFICAL faxes should not be signed, please send to (571) 273 – 3762

Application/Control Number: 09/894,828
Art Unit: 2194

Page 8

A.H
November 10, 2005

A handwritten signature in black ink, appearing to read 'W. Thomson', with a long horizontal stroke extending to the right.

WILLIAM THOMSON
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100